

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.3311 OF 2005**

.....
Office Notes, Office
memorandum of Coram,
appearances, Court's
orders or directions
& Registrar's orders.
.....

Court's or
Judge's orders

Mr.S.P.Kadam for the Applicant
Mr.R.Y.Mirza,A.P.P. for State

**CORAM: A.S.OKA,J.
DATE : JUNE 14,2005.**

P.C.:

1. Heard Counsel appearing for the parties. The learned A.P.P. on instructions of Shri M.N.Kasar, P.I. states that three prosecution witnesses including complainant have been examined. He states that next date fixed is 22nd June 2005. On instructions he states that the prosecution will not apply for adjournment on the next date and will produce all the three remaining witnesses on that day.

2. In view of this statement, it is not necessary to consider the Application on merits. If the trial is not finally concluded on or before 31st August 2005, the Applicant will be at liberty to make a fresh application for grant of bail.

3. Hence I pass the following order :

i) The statement made by the learned A.P.P. on instructions that all three remaining witnesses will be kept present on 22nd June 2005 in the Trial Court and no adjournment will be sought is accepted.

ii) In case the trial is not finally concluded on or before 31st August 2005, liberty to the Applicant to make a fresh Application for bail.

iii) The Application is disposed of.

. Parties and the concerned Court to act upon an authenticated copy of this order.

JUDGE